

**DENTISTRY EXAMINING BOARD
MEETING MINUTES
July 5, 2017**

PRESENT: Debra Beres, RDH; Matthew Bistan, DDS; Mark Braden, DDS; Lyndsay Knoell, DDS; Carrie Stempski, RDH; Beth Welter, DDS

EXCUSED: Eileen Donohoo, RDH; Leonardo Huck, DDS; Wendy Pietz, DDS

STAFF: Brittany Lewin, Executive Director; Sharon Henes, Administrative Rules Coordinator; Laura Smith, Bureau Assistant; and other Department staff

CALL TO ORDER

Mark Braden, Chair, called the meeting to order at 9:00 a.m. A quorum of six (6) members was confirmed.

ADOPTION OF AGENDA

Amendments to Agenda

- *Remove Item L: 10:30 A.M. Appearance: Board Request to Interview – K.C.*

MOTION: Debra Beres moved, seconded by Carrie Stempski, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES

MOTION: Debra Beres moved, seconded by Lyndsay Knoell, to approve the minutes of May 3, 2017 as published. Motion carried unanimously.

PUBLIC HEARING: CLEARINGHOUSE RULE 17-045 RELATING TO UNPROFESSIONAL CONDUCT

MOTION: Lyndsay Knoell moved, seconded by Debra Beres, to reject Clearinghouse comment number 5 for Clearinghouse Rule 17-045 relating to unprofessional conduct, as ‘irregularities’ is already defined in Statute. Motion carried unanimously.

MOTION: Lyndsay Knoell moved, seconded by Beth Welter, to authorize the Chair to approve the Legislative Report and Draft for Clearinghouse Rule 17-045 relating to unprofessional conduct, for submission to the Governor’s Office and Legislature. Motion carried unanimously.

PUBLIC HEARING: CLEARINGHOUSE RULE 17-044 RELATING TO DESIGNATING CONTINUING EDUCATION ON THE TOPIC OF PRESCRIBING CONTROLLED SUBSTANCES

MOTION: Beth Welter moved, seconded by Carrie Stempski, to authorize the Chair to approve the Legislative Report and Draft for Clearinghouse Rule 17-044 relating to designating continuing education on the topic of prescribing controlled substances, for submission to the Governor’s Office and Legislature. Motion carried unanimously.

The Board viewed and heard a presentation from Dr. Kieth Clemence from the American Board for Dental Examiners, Inc.

LEGISLATIVE/ADMINISTRATIVE RULE MATTERS – DISCUSSION AND CONSIDERATION**Proposals for Amending DE 2, 3 Relating to Dentist Licensure and Practice of Dental Hygiene**

MOTION: Matthew Bistan moved, seconded by Debra Beres, to approve the preliminary rule draft of DE 2 and 3 relating to dentist licensure and practice of dental hygiene for posting for economic impact comments and submission to the Clearinghouse. Motion carried unanimously.

CLOSED SESSION

MOTION: Debra Beres moved, seconded by Lyndsay Knoell, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.). Lyndsay Knoell, Chair, read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Debra Beres – yes; Matthew Bistan – yes; Mark Braden – yes; Lyndsay Knoell – yes; Carrie Stempski – yes; Beth Welter – yes. Motion carried unanimously.

At this time, all external communication contact was terminated for purposes of going into Closed Session.

The Board convened into Closed Session at 10:50 a.m.

RECONVENE TO OPEN SESSION

MOTION: Lyndsay Knoell moved, seconded by Matthew Bistan, to reconvene to Open Session. Motion carried unanimously.

The Board reconvened into Open Session at 11:17 a.m.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

MOTION: Carrie Stempski moved, seconded by Matthew Bistan, to affirm all motions made and votes taken in Closed Session. Motion carried unanimously.

(Be advised that any recusals or abstentions reflected in the closed session motions stand for the purposes of the affirmation vote.)

**PROPOSED DECISION AND ORDER IN THE MATTER OF THE APPLICATION FOR A
DENTISTRY LICENSE OF B.O., APPLICANT, DHA CASE NO. SPS-16-0073, DLSC CASE NO. 16
DEN 101 – OBJECTIONS AND RESPONSE TO OBJECTIONS**

MOTION: Debra Beres moved, seconded by Beth Welter, to adopt the Final Decision and Order put forth by the Administrative Law Judge, and affirm the decision to deny the Dental License application of Bonolo Odirile. Motion carried unanimously.

DELIBERATION DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS**Proposed Stipulations, Final Decisions and Orders**

15 DEN 072 & 15 DEN 078 – Sean T. Tarpenning, D.D.S.

MOTION: Beth Welter moved, seconded by Carrie Stempski, to adopt the Finding of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Sean T. Tarpenning, D.D.S., DLSC Case Nos. 15 DEN 072 and 15 DEN 078. Motion carried unanimously.

Case Closures

MOTION: Beth Welter moved, seconded by Debra Beres, to close the DLSC cases for the reasons outlined below:

1. 16 DEN 103 – Insufficient Evidence
2. 16 DEN 079 – No Violation

Motion carried unanimously.

ADJOURNMENT

MOTION: Debra Beres moved, seconded by Matthew Bistan, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 11:25 a.m.